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10 **Attorneys for Defendant NEC**
11 **ELECTRONICS AMERICA, INC.**

12 **IN THE UNITED STATES DISTRICT COURT**
13 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

14 **CRAGO CORPORATION, individually and on**
15 **behalf of all those similarly situated,**

16 **Plaintiff,**

17 **v.**

18 **LG PHILIPS LCD CO., LTD., et al.,**

19 **Defendants.**

20 **Case No.: 06-cv-07644 MMC**

21 **STIPULATION AND ~~[PROPOSED]~~**
22 **ORDER TO EXTEND INITIAL**
23 **SCHEDULING DATES**

1 WHEREAS plaintiff filed a complaint in the above-captioned case on or about December 13,
2 2006 (“Complaint”);

3 WHEREAS Plaintiff alleges antitrust violations by manufacturers of Liquid Crystal Display
4 (“LCD”) products;

5 WHEREAS more than sixty complaints, including this action, have been filed to date in
6 federal district courts throughout the United States by plaintiffs purporting to bring class actions on
7 behalf of purchasers alleging antitrust violations by manufacturers of LCD products (collectively,
8 “the LCD Cases”);

9 WHEREAS there are motions pending before the Judicial Panel on Multidistrict Litigation
10 (“JPML”) to transfer the LCD Cases for coordinated or consolidated pretrial proceedings pursuant to
11 28 U.S.C. § 1407;

12 WHEREAS the parties anticipate the possibility of consolidated amended complaints in the
13 LCD Cases;

14 WHEREAS on February 7, 2007, the Court issued an Order extending the deadline for
15 Defendant LPL America (and any other defendant who notified Plaintiff by letter that they were
16 joining in the extension without making a formal appearance) to respond to the Complaint until the
17 earlier of the following dates: (1) forty-five days after the filing of Consolidated Amended
18 Complaint(s) in the transferee court in which the LCD Cases are consolidated by the JPML; or (2)
19 forty-five days after plaintiffs provide written notice to LPL America that they do not intend to file a
20 Consolidated Amended Complaint, provided that such notice may be given only after the initial case
21 management conference in the MDL transferee court in this case (collectively, the “Stipulated
22 Complaint Response Deadline”);

23 WHEREAS the parties agree that it would be a more efficient use of the resources of the
24 parties and this Court to postpone the initial case schedule set forth in the Court’s January 23, 2007
25 Case Management Conference Order, until after the filing of any amended complaint and
26 consolidation and transfer by the JPML, or after the JPML denies all motions to transfer for
27 coordinated or consolidated pretrial proceedings involving this action;

28 WHEREAS on February 21, 2007, the Clerk for the United States District Court for the

1 Northern District of California issued an Order, attached hereto as Exhibit A, that extended Judge
 2 Illston's case management deadlines in the LCD Cases pending in that Court and set an initial case
 3 management conference for June 8, 2007;

4 WHEREAS the parties agree that the case management deadlines for this action set forth in
 5 this Court's Case Management Conference Order should be similarly extended in the manner set
 6 forth in the Stipulation below;

7 WHEREAS this Stipulation does not constitute a waiver by NEC Electronics America, Inc.
 8 or any defendant of any defense, including but not limited to the defenses of lack of personal or
 9 subject matter jurisdiction, insufficiency of process, insufficiency of service of process, or improper
 10 venue.

11 PLAINTIFF AND DEFENDANT NEC ELECTRONICS AMERICA, BY AND THROUGH
 12 THEIR RESPECTIVE COUNSEL OF RECORD, HEREBY STIPULATE AND AGREE AS
 13 FOLLOWS:

14 1. The Case Management Conference, originally set for March 30, 2007, shall be
 15 extended until June 8, 2007, at 10:30 a.m. All other deadlines set forth in the Court's January 23,
 16 2007 Case Management Conference Order are likewise extended to reflect a new Case Management
 17 Conference date of June 8, 2007.

18 2. The extensions to the Case Management Conference Order deadlines set forth in this
 19 Stipulation apply to the case schedule for the entire action and thus to any other parties that may
 20 appear in this action.

21 IT IS SO STIPULATED.

22 **DUANE MORRIS LLP**
 23 Attorneys for NEC Electronics America, Inc.

24 Dated: March 5, 2007

25 By: /s/
 26 George D. Niespolo
 27 Stephen H. Sutro
 28

SAVERI & SAVERI INC.
Attorneys for Crago Corporation

Dated: March 5, 2007

By: /s/
Guido Saveri
Richard Alexander Saveri
Cadio Zirpoli

PURSUANT TO THE STIPULATION, IT IS SO ORDERED.

Dated: March 9, 2007

By: 
Marlene M. Chesney
Judge of the United States District Court